CLERK U.S. DISTRICT COURT
NORTHERN DIST. OF TX
LUBBOCK DIVISION
2020 NOV 24 AM 10: 15
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In the United States District Court
for the Northern District of Texas
Lubbock Division

Fidel Salazar 1506617
(Plaintiff)
V.
U.T.M.B-C.M.C. et al
(Defendants)

Declaration
of Fidel Salazar 1506617

Civil Action No. 5:19-cv-124-C

Fidel Salazar 1506617 hereby declares:

Upon information and belief, I am answering some to the correspondence I received from the Attorney General's Office on November 3rd 2020 for dismissal of my complaint;

First, I am not knowledgable in law nor do I have any training in law matters.

Second upon information and belief according to the material I've read [S]ometimes People will clear the Hep. C virus on their own 3-6 after contracting Hep. C. see: Hoffer et al V. Jones-Fla Dept. of Corr. Case No 4:17-cv-214-MW/CAS U.S. Dist. Court N.D. Florida, Tallahassee Division (Re. top first paragraph)

I contracted Hep. C in 1997, that I'm aware of.

Third, My named defs do receive federal funds. see: Rappollo v. Linthicum et al Civil Action No. 2:19-cv-262 U.S Dist. Court Southern Dist. of Tx. Corpus Christi Div. Pg. 4 (14) (Original complaint)

Forth, I've been granted an extention to appeal the Mag-

istrates Judges Report & Recommendations to dismiss certain defs plus in my objections I asked additional info. towards the Magistrate Judges report & ~~Recom~~ FS. Recommendations but the Senior United States District Judge Sam R. Cummings did not consider/accept. I didnot understand the Magistrate Judges Questions in the Questionaire and/or when the Magistrate Judge made his Report & Recommandations did or believed gave me a better understanding of what those Questions were asking & required to answer those Questions. Again, I am not trained in law nor have Prior experience in law matters such as I'm faced with now.

Fifth, Plaintiff Robello V. Lubbock, civil action No. 2:19-cv-262 and my situation are identical except Mr. Robello has legal Representation and I don't.

In Addition to the above that I'm Presenting on my behalf-defense I'm requesting that my complaint be not dismissed as moot or otherwise 1st because I need an Attorney to be (a) Plaintiff by the court. 2nd I have been granted an extention to Appeal the dismissal of certain Def.s & claims and that result(s) could have great deal of significance to the Present situation. 3rd the need of a outside independant 2nd opinion as to the accurate test results (RA-RNA) with Neither my Step 1 & 2 grievance State I did not have Hep.C also neither Judge (Magistrate & Senior) indicated such after reviewing all my medical records making my/this Situation that much more complicated-complex. And w/ my indirect access to the law library Plus when requesting 74 F3d 657, 659 & 613 F2d 507, 511 I received on the opinions, robbing me of my 2 of 3 items allowed (according to Law library officer) on Mon. from the law library.

Everything in Page 1 and 2 is Upon information and belief and I declare under penalty of perJury that the foregoing is true and correct. Executed at ~~Cotulla~~ S. Tulia Unit - Tulia Tx. on November 7th 2020.

Fidel Salazar 1506617

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In addition I am having to do legal writing on the floor - hard surface to write plus b/c of the sensitivity of the subject matter alot of inmates get upset of someone w/ the P.C being housed w/ them so it creates even more of a hinderance to be careful while reading & writing about my P.C & legal issues.

Nov 7th 2020
Fidel Salazar
1506617

① Carl Hoffer V. Julie L. Jones Secretary of the Fla. Dept. of corr. Case No. 4:17-cv-214-MW/CAS U.S. Dirst. court N.D Fla., Tallahasse Div. 290 F.Supp. 3d 1292 (2017) Pg. 2 of 10 1st Paragraph "As can be seen in the flowchart about 20-30% of People infected w/ HCV spontaneously clear the virus w/in six (6) months of infection."

② Medical doc. Middleton Unit date: 3/06/17 Pg 1 of 1:

"Procedure: Hep C Virus A B
Hep. C Virus AB Reactive A"

③ Correctional Managed Care Chronic Care Clinic Note Individualized Treatment Plan Date: 09/13/2017 Form by Unit:

"Hepatitis C first Observed 1/22/2016 11:20 AM"
"S: Offender here for CCC HCV" (Chronic Care Clinic)

④ I-60 Inmate Request To Official To: Provider Gregory - Medical date: 8-2-20 Address: RB (Robertson Unit):

"Provider Gregory I seen you 7-31-20. I am requesting your assistance, would you please provide me with the exact date in 2016-17 that I was flaged as a Chronic Care Patient? and by whom. Your immediate attention to this matter to my Question(s) will be greatly appreciated. THANK You kindly!

Fidel Salazar 1506617 Unit: RB
Living Quarters: 12-B-43 work assignment: None Transit
Diagnosis: 12-14-05 was first on Problem list. Removed 11-23-10 + for some reason again 01-22-16" signed MLC 08/06/20 (Stamped Aug. 05 2020)

Also enclosed I-60 to warden Alamanza & his response date 9/23/20

(5) Correctional Managed Care Chronic Care Clinic Note
Individual Treatment Plan
Date: 03/23/2017 Facility: Middleton (NE)
S: Hx to determine APRI; last CCC was 2/22/16
O: AST: 20
Platelets: 180
APRI: 0.28 → No TVT offered at this time
HCV RNA-PCR Quant: not detected
A: HCV+
P: 1. Draw HCV RNA-PCR Quant on 9/11/17
2. Hep. C CCC on 9/18/17 to review HCV RNA-PCR Quant

Procedures Ordered:

Date Time	Description	Diagnosis
3/23/17	Chronic Care Provider 2-	Hepatitis C
3:58PM	Intermediate Office Visit (F)	
9/11/2017	Hepatitis C Virus (HCV) Real-	Hepatitis C
1:58PM	Time PCR Quantitative LEV2	

Related documents to confirmation of Hep.C as of 2016 and 2017 plus information provided in Hoffer vs. Jones (Fla.) that "[Y]our body can sometimes clear the Hep.C virus from 3-6 months of contracting the virus"

CCC = Chronic Care Clinic (for those w/ Hep C & HIV etc.)

All the mentioned labs pg 2

I have only one copy then - pg
able to provide the court w/ one, But the court should or should already have their own or access.

Warden Alamanza, b/c I have no direct Access to Law Library, T.D.C.J Board Policy 03.81-III. Performance of legal work Pg. 7 of 17 A. Location & times (1) locations: Offenders may perform legal work in the Unit law library, in their cells, or in other areas designated by the Warden.
B/c I don't have direct access, NO cell I am RE0-questing Permission to use an area designated by Yr. the Warden. Ms. Kelly-Officer Kelly informed me that I could Not Perform legal work in dayroom. Time is of great essense I wait in earnest. THANK Yu!

Fidel Salazar 1500617 Unit: NB Tulia
M 2Ce Ub: I 5 Med. 50 (X)

Per. Policy, offenders are not allowed to do legal work in the dayroom. Refer to your Orientation handbook.

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To: Warden Alamonza
Address: N3- Tulia

Date: 9-23-20

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Fidel Salazar 1606617
Tulia Unit
4000 Hwy 86 West
Tulia Tx. 79088

#26B

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